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T-270 P.002/002 F-122

WYC:imp 6/10/04 60085

PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Geoffrey B. Rhoads
Application No.: 09/479,304
Filed: January 6, 2000
For: WIRELESS METHODS AND DEVICES
EMPLOYING STEGANOGRAPHY
Examiner: O. Akpati
Date: June 10, 2004

Art Unit 2135
Confirmation No. 2884

CERTIFICATE OF FAXING
I hereby certify that these papers are being
facsimile transmitted to the US Patent
Office, 703-872-9306 on June 10, 2004.

William Y. Conwell Reg. No. 31,943
Attorney for Applicant

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RESPONSE AFTER FINAL

Mail Stop AMENDMENT
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir,

In the Action dated June 4, 2004, the Examiner newly cited a patent to Malm, and seemed to rely on its teachings in paragraph 3. However, in the statement of rejection, Malm is not mentioned.

If the Examiner intends reliance on Malm for any teaching, then it is respectfully suggested that a Final rejection is not appropriate. Instead, applicant submits that a new, non-final, action should be issued, expressly applying Malm in a rejection.

Absent a further, non-final action, applicant understands that the only art applied against the pending claims is Greenberg, and it is on this basis that applicant plans an appeal.

The Examiner is invited to clarify.

Date: June 10, 2004

Respectfully submitted,

CUSTOMER NUMBER 23735

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By _____

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Date: June 10, 2004

Re: U.S. Patent Application No. 09/479,304

To: Examiner: O. Akpati

Filed: January 6, 2000

Fax Number: 703-872-9306

For: WIRELESS METHODS AND DEVICES
EMPLOYING STEGANOGRAPHY

From: William Y. Conwell

Art Unit: 2135

Pages: 2 (including cover sheet)

Docket No: 60085

✓ Urgent

For Review

Please Reply

FACSIMILE COVER LETTER

Attached is Response after Final for the above referenced matter.

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703-872-9306 on June 10, 2004.



William Y. Conwell Reg. No. 31,943
Attorney for Applicant

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